



State of Utah

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

Department of Community and Culture

PALMER DePAULIS
Executive Director

State History

PHILIP F. NOTARIANNI
Division Director

December 21, 2006

Bruce Ellis
Manti-La Sal National Forest
599 West Price River Drive
Price, UT 84501

RE: Bear Creek Canyon Area Mine (U-06-SJ-1411)

In reply, please refer to Case No. 06-2150

Dear Mr. Ellis:

The Utah State Historic Preservation Office received your request for comment on the above referenced project on December 11, 2006.

We **concur** with your determination of eligibility for Site 42EM3660 and we **concur** with your determination of **No Adverse Effect**. Per our multiple conversations on this project, we look forward to working out the Programmatic Agreement we have discussed.

We appreciate the outstanding and detailed consultation you have conducted with our office on this project. We believe the information exchange and work facilitated our review of the formal consultation request. We also appreciate the efforts of the consultant on this project and the details provided in the report. We also wish to acknowledge the cordial consultation undertaken by our fellow state agency, the Division of Oil, Gas, and Mining, in working with our office on this project.

This letter serves as our comment on the determinations you have made, within the consultation process specified in §36CFR800.4. If you have questions, please contact me at (801) 533-3555 or mseddon@utah.gov.

Sincerely,

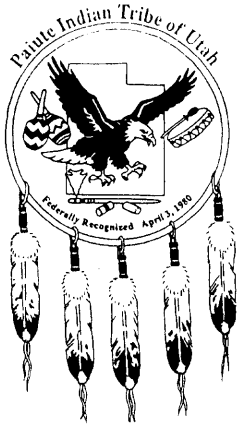
Matthew T. Seddon, Ph.D., RPA
Deputy State Historic Preservation Officer – Archaeology

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DIV. OF OIL, GAS & MINING

cc. Wayne Hedberg, UDOGM; P.O. Box 145801; Salt Lake City, Utah 84114-5801
Sagebrush Consultants, L.L.C.; 3670 Quincy Avenue, Suite 203; Ogden, Utah 84403



THE PAIUTE INDIAN TRIBE OF UTAH

440 North Paiute Drive • Cedar City, Utah 84720 • (435) 586-1112

December 14, 2006

Mesia Nyman
District Ranger
U. S. Department of Agriculture
Manti-La Sal National Forest
599 West Price River Drive
Price, Utah 84501

Dear Mr. Mesia,

SUBJECT: Cultural Resource Inventory of the Bear Creek Canyon Area, Emery County, Utah

The Paiute Indian Tribe of Utah is in receipt of your letter dated December 8 , 2006 and have reviewed the material and have no objections pertaining to the project. At this time we are not aware of any archaeological resources in or near the proposed project. We do appreciate your solicitation of the Paiute Indian Tribe of Utah's input and your effort to address our concerns.

Please notify the Paiute Indian Tribe of Utah of any cultural information that is found including type and location, also any updates or changes to the project.

Thank You,

Dorena Martineau
Cultural Resources
Paiute Indian Tribe of Utah
440 North Paiute Drive
Cedar City, Utah 84720
435-586-1112 (Ext. 107)

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